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1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF NEW YORK

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3 UNITED STATES OF AMERICA,

New York, N.Y.

4 v.

17 Cr. 74 (CM)

5 IBRAHIM ISSA,

6 Defendant.

7 -----x

8 September 7, 2017
9 3:00 p.m.

10 Before:

11 HON. COLLEEN McMAHON,

12 Chief Judge

13
14 APPEARANCES

15 JOON H. KIM

16 Acting United States Attorney for
the Southern District of New York

17 BY: ELIZABETH A. HANFT

18 Assistant United States Attorney

19 BRAFMAN & ASSOCIATES, P.C.

Attorney for Defendant

20 BY: JOSHUA KIRSHNER

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1 (Case called)

2 MS. HANFT: Good afternoon, your Honor. Elizabeth
3 Hanft for the government.

4 MR. KIRSHNER: Good afternoon, your Honor. Joshua
5 Kirshner for the defendant, Ibrahim Issa, who is present in
6 court today.

7 THE COURT: Good afternoon. Sorry I kept you waiting.
8 Where are we in this case?

9 MS. HANFT: Well, your Honor, discovery has been
10 produced to defense counsel. We have been in some discussions.
11 I believe, I anticipate that the defense will be asking the
12 court to put this conference over for another month.

13 THE COURT: This is not the most complicated case in
14 the planet and nothing has happened. It is criminal case
15 number 74 filed this year.

16 MS. HANFT: Understood, your Honor. If your Honor
17 would like to set a motion deadline and/or a trial date, that's
18 fine.

19 THE COURT: I intend to set both.

20 MS. HANFT: Okay.

21 THE COURT: Yes, sir.

22 MR. KIRSHNER: Thank you, your Honor.

23 The only reason we would be asking for a little bit of
24 additional time to set the motion schedule is the government
25 has indicated to us that they may supersede with largely

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1 unrelated charges, in which case we wouldn't want to have two
2 rounds of motions.

3 THE COURT: I certainly won't want to do that either,
4 but maybe I will put the government's feet to the fire.

5 MS. HANFT: Yes, your Honor.

6 The only thing I can say at this time is that in all
7 cases we continue to investigate and we are still deciding
8 whether or not to supersede with the tax charges, as we have
9 informed defense counsel.

10 Certainly these charges will still remain.

11 THE COURT: Well, that I understand. You are
12 considering adding tax charges.

13 Look, I'm setting the following schedule in this case:

14 Defense motions by October 27; government response by
15 November 9; defense reply November 17. Let's also set a
16 conference date in December, which will be a decision date on
17 the motions.

18 THE DEPUTY CLERK: Thursday, November 14.

19 MS. HANFT: That works for the government, your Honor.

20 THE COURT: 4:00.

21 MR. KIRSHNER: That's fine, your Honor.

22 THE COURT: Okay. And time is excluded until then in
23 the interests of justice, the defendant's interest in a speedy
24 trial being outweighed both by counsels' request for additional
25 time and by the need to get motions made and decided.

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1 And then we will be looking, I imagine, at a late
2 March/early April trial date, which I will get out to you in
3 writing.

4 MR. KIRSHNER: Thank you, your Honor.

5 THE COURT: Okay? Okay. I don't want the government
6 to supersede in February.

7 MS. HANFT: Understood, your Honor.

8 THE COURT: Thank you.

9 Okay. Thank you very much.

10 MS. HANFT: Thank you, your Honor.

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